federal register

WEDNESDAY, FEBRUARY 15, 1978
PART III

# OFFICE OF MANAGEMENT AND BUDGET

■

## RESCISSIONS AND DEFERRALS

Cumulative Report for February 1978

[3110-01]

## OFFICE OF MANAGEMENT AND BUDGET

### RESCISSIONS AND DEFERRALS

#### Cumulative Report for February 1978

This report is submitted in fulfillment of the requirements of section 1014(e) of the Impoundment Control Act of 1974 (Pub. L. 93-344). Section 1014(e) provides for a monthly report listing all budget authority for this fiscal year with respect to which, as of the first day of the month, a special message has been transmitted to the Congress.

This month's report gives the status as of February 1, 1978, of four rescissions contained in the fourteenth, fifteenth, and seventeenth special messages of fiscal year 1977 and four rescissions and 56 deferrals contained in the first five special messages for fiscal year 1978. These messages were transmitted to the Congress on July 19 (both the fourteenth and fifteenth messages), July 26, September 23, October 3, November 10, December 15, 1977, and January 27, 1978.

RESCISSIONS (TABLE A AND ATTACHMENT A)

Three rescissions totalling $55.3 million in 1978 budget authority are presently pending before the Congress. Table A summarizes the status of rescissions proposed by the President as of February 1, 1978, while attachment A shows the history and status of each rescission proposed for fiscal year 1978. Also included are four rescission proposals totalling $643.4 million made in fiscal year 1977 but carried into fiscal year 1978 and a single fiscal year 1978 rescission for $2.7 million which has been reclassified as a deferral.

DEFERRALS (TABLE B AND ATTACHMENT B)

As of February 1, 1978, $4,574.8 million in 1978 budget authority was being deferred from obligation and another $1.7 million in 1978 obligations was being deferred from expenditure. Table B summarizes the status of deferrals reported by the President, and attachment B shows the history and status of each deferral reported during fiscal year 1978.

INFORMATION FROM SPECIAL MESSAGES

The special messages containing information on each of the rescissions and deferrals covered by the cumulative report are contained in the FEDERAL REGISTERS of:

Friday, July 22, 1977 (Vol. 42, No. 141, Part V) (both the fourteenth and fifteenth 1977 special messages)

Friday, July 29, 1977 (Vol. 42, No. 146, Part VIII) (seventeenth 1977 special message)

Thursday, September 29, 1977 (Vol. 42, No. 189, Part IX)

Friday, October 7, 1977 (Vol. 42, No. 195, Part IV)

Thursday, November 15, 1977 (Vol. 42, No. 220, Part IV)

Wednesday, December 21, 1977 (Vol. 42, No. 245, Part IV)

Wednesday, February 1, 1978 (Vol. 43, No. 22, Part VII)

JAMES T. MCINTYRE, Jr.,
*Acting Director.*

CUMULATIVE REPORT ON
RESCISSIONS AND DEFERRALS
February 1978

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Deferrals (Table B and Attachment B)

As of February 1, 1978, $4,574.8 million in 1978 budget authority was being deferred from obligation and another $1.7 million in 1978 obligations was being deferred from expenditure. Table B summarizes the status of deferrals reported by the President, and Attachment B shows the history and status of each deferral reported during FY 1978.

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Friday, October 7, 1977 (Vol.42, No.195, Part IV)
Thursday, November 15, 1977 (Vol.42, No.220, Part IV)
Wednesday, December 21, 1977 (Vol.42, No.245, Part IV)
Wednesday, February 1, 1978 (Vol. 43, No.22, Part VII)

Attachments

STATUS OF 1978 RESCISSION PROPOSALS — TABLE A

| | Amount (In millions of dollars)* |
|---|---|
| Rescissions proposed by the President | $701.3 1/ |
| Reclassified (from R78-1 to D78-54) 2/ | -2.7 |
| Accepted by the Congress (GSA's repair and alteration program) | -75.0 |
| Rejected by the Congress (Military procurement) | -568.4 3/ |
| Pending before the Congress: | |
| (Special Message No. 5, transmitted on January 27, 1978) | 55.3 |

1/ This amount includes $643.4 million in rescission proposals for FY 1977 which were still pending in FY 1978.
2/ This rescission proposal was transmitted in conjunction with a request for transfer (contained in H.R. 9375, the Supplemental Appropriations Act, 1978) of the same funds within the Department of Justice. This rescission proposal was superseded by a deferral (D78-54) submitted to report the extension of this withholding pending final Congressional action on the transfer request.
3/ As of February 1, 1978, proposals to rescind $463.4 million of this amount were included in the Senate passed version of H.R. 9375, the Supplemental Appropriations Act, 1978.

* Detail does not add due to rounding.

* * * * * * * * * * * * * * * * * * * * * * * * * * * * * * * * * * * * * * * *

STATUS OF 1978 DEFERRALS — TABLE B

| | Amount (In millions of dollars) |
|---|---|
| Deferrals proposed by the President | $4,764.8 |
| Routine Executive releases | -149.5 |
| Overturned by the Congress | -38.8 |
| Currently before the Congress | 4,576.5 1/ |

1/ Includes $1.7 million in outlays in a Treasury deferral, D78-28A.

ATTACHMENT A

STATUS OF RESCISSIONS

FISCAL YEAR 1978
(Amounts in thousands of dollars)

As of February 1, 1978

| Agency/Bureau/Account | Rescission Number | Amount Proposed: Previously Considered by the Congress | Amount Proposed: Currently Before the Congress | Date Special Message Transmitted to Congress | Amount Rescinded | Amount Made Available | Date Made Available |
|---|---|---|---|---|---|---|---|
| Funds Appropriated to the President | | | | | | | |
| International Security Assistance: | | | | | | | |
| Military assistance. | R78-2 | | 40,200 | 01-27-78 | | | |
| Department of Defense - Military | | | | | | | |
| Aircraft procurement, Air Force..... | R77-18 | 462,000 | 1/ | 07-10-77 | 1/ | 462,000 | 10-05-77 |
| Missile procurement, Air Force..... | R77-19 | 1,400 | 1/ | 07-19-77 | 1/ | 1,400 | 10-05-77 |
| Missile procurement, Air Force..... | R77-20 | 105,000 | | 07-26-77 | | 105,000 | 10-14-77 |
| Department of Justice | | | | | | | |
| Law Enforcement Assistance Administration: Salaries and expenses..... | R78-1 2/3/ | 2,668 | 2/ | 09-23-77 | 2/ | 2/ | |
| Department of State | | | | | | | |
| Contributions for international peacekeeping activities..... | R78-3 | | 5,000 | 01-27-78 | | | |
| General Services Administration: | | | | | | | |
| Federal Buildings Fund..... | R77-17 | 75,000 | | 07-19-77 | 75,000 4/ | | |
| Federal Home Loan Bank Board | | | | | | | |
| Federal Home Loan Bank Board Revolving fund..... | R78-4 | | 10,055 | 01-27-78 | | | |
| TOTAL:..... | | 646,068 5/ | 55,255 | | 75,000 | 568,400 | |

1/ On January 1, 1978, proposals to rescind these funds were included in the Senate-passed version of H.R. 9375, the Supplemental Appropriations Act, 1978.
2/ This rescission proposal was transmitted in conjunction with a request for transfer (contained in H.R. 9375, the Supplemental Appropriations Act, 1978) of the same funds within the Department of Justice. This rescission proposal was superseded by a deferral (D78-54) submitted to report the extension of this withholding pending final Congressional action on the transfer request.
3/ An opinion issued by the Comptroller General on October 28, 1977, holds that this proposal should have been classified as a deferral.
4/ Public Law 95-186.
5/ Of this amount $643,400,000 was proposed for rescission in FY 1977.

ATTACHMENT E

STATUS OF DEFERRALS
FISCAL YEAR 1978

(amounts in thousands of dollars)

| Agency/Bureau/Account | Deferral Number | Amount Transmitted in Special Message: Original Request | Amount Transmitted in Special Message: Subsequent Change | Date Special Message Transmitted | Cumulative OMB/Agency Releases | Congressionally Required Releases | Cumulative Adjustments | Amount Deferred as of 02-01-78 |
|---|---|---|---|---|---|---|---|---|
| AGENCY: FUNDS APPROPRIATED TO THE PRESIDENT | | | | | | | | |
| International Security Assistance | | | | | | | | |
| Military assistance... | D78-47 | 131,200 | | 12-15-77 | | | | 131,200 |
| International military education and training..... | D78-48 | 2,000 | | 12-15-77 | | | | 2,000 |
| Foreign military credit sales..... | D78-49 | 673,250 | | 12-15-77 | -10,870 | | | 662,380 |
| Emergency refugee and migration assistance fund..... | D78-43 | 2,000 | | 11-10-77 | | | | |
| | D78-43A | | 5,800 | 12-15-77 | | | | 7,800 |
| TOTAL: | | 808,450 | 5,800 | | -10,870 | | | 803,380 |
| AGENCY: DEPARTMENT OF AGRICULTURE | | | | | | | | |
| Foreign Agricultural Service | | | | | | | | |
| Salaries and expenses (special foreign currency program)... | D78-1 | 988 | | 10-03-77 | | | | |
| | D78-1A | | 52 | 01-27-78 | | | | 1,040 |
| Agricultural Stabilization and Conservation Service | | | | | | | | |
| Commodity credit corporation..... | D78-2 | 2,8 | | 10-03-77 | -2,871 | | | 0 |
| Forest Service | | | | | | | | |
| Permanent appropriations, Expenses, brush disposal..... | D78-3 | 31,312 | | 10-03-77 | | | | 31,312 |
| Permanent appropriations, Licensee programs..... | D78-4 | 141 | | 10-03-77 | | | | 141 |
| TOTAL: | | 35,312 | 52 | | -2,871 | | | 32,493 |
| AGENCY: DEPARTMENT OF COMMERCE | | | | | | | | |
| Economic Development Administration | | | | | | | | |
| Local public works program..... | D78-5 | 4,000 | | 10-03-77 | | | | 4,000 |
| Financial and technical assistance..... | D78-6 | 3,900 | | 10-03-77 | | | | 3,900 |
| Economic development revolving fund..... | D78-51 | 123,647 | | 01-27-78 | | | | 123,647 |
| National Oceanic and Atmospheric Administration | | | | | | | | |
| Operations, research, and facilities..... | D78-7 | 3,750 | | 10-03-77 | -3,750 | | | 0 |
| Promote and develop fishery products and research pertaining to American fisheries... | D78-8 | 5,429 | | 10-03-77 | | | | |
| | D78-8A | | 639 | 01-27-78 | | | | 6,068 |
| Fisheries loan fund... | D78-9 | 6,177 | | 10-03-77 | -723 | | | 5,454 |
| Fishermen's guaranty fund..... | D78-10 | 716 | | 10-03-77 | -38 | | | 678 |
| TOTAL: | | 147,619 | 639 | | -4,511 | | | 143,747 |

STATUS OF DEFERRALS
FISCAL YEAR 1978

(amounts in thousands of dollars)

| Agency/Bureau/Account | Deferral Number | Amount Transmitted in Special Message: Original Request | Amount Transmitted in Special Message: Subsequent Change | Date Special Message Transmitted | Cumulative OMB/Agency Releases | Congressionally Required Releases | Cumulative Adjustments | Amount Deferred as of 02-01-78 |
|---|---|---|---|---|---|---|---|---|
| AGENCY: DEPARTMENT OF DEFENSE-MILITARY | | | | | | | | |
| Shipbuilding and conversion, Navy..... | D78-44 | 871,125 | | 11-10-77 | | | | 871,125 |
| Military construction, all services..... | D78-11 | 438,439 | | 10-03-77 | -37,147 | | | 401,292 |
| TOTAL: | | 1,309,564 | | | -37,147 | | | 1,272,417 |
| AGENCY: DEPARTMENT OF DEFENSE-CIVIL | | | | | | | | |
| The Panama Canal | | | | | | | | |
| Canal Zone Government: Capital outlay..... | D78-52 | 309 | | 01-27-78 | | | | 309 |
| Miscellaneous accounts | | | | | | | | |
| Wildlife conservation, etc. military reservations..... | D78-12 | 458 | | 10-03-77 | -12 | | | 446 |
| TOTAL: | | 767 | | | -12 | | | 755 |
| AGENCY: DEPARTMENT OF ENERGY 1/ | | | | | | | | |
| Energy (Plenum Fill experiment)..... | D78-31 | 1,500 | | 10-03-77 | | | | |
| | D78-31A | | 800 2/ | 11-10-77 | | | | 2,300 |
| Energy (Clean boiler fuel from coal project)..... | D78-32 | 46,660 | | 10-03-77 | | | | |
| | D78-32A | | 2/ | 11-10-77 | | | | 46,660 |
| Energy (Molten salt breeder reactor project)..... | D78-36 | 1,500 | | 10-03-77 | | | | |
| | D78-36A | | 2/ | 11-10-77 | | | | 1,500 |
| Energy (10 MW Central receiver solar thermal power plant)... | D78-45 | 31,000 | | 11-10-77 | | | | 31,000 |
| TOTAL: | | 80,660 | 800 | | | | | 81,460 |

1/ See also Energy Research and Development Administration.
2/ The supplementary report changed the deferral from the Energy Research and Development Administration to the Department of Energy.

| Agency/Bureau/Account | Deferral Number | Amount Transmitted in Special Message: Original Request | Amount Transmitted in Special Message: Subsequent Change | Date Special Message Transmitted | Cumulative OMB/Agency Releases | Congressionally Required Releases | Cumulative Adjustments | Amount Deferred as of 02-01-78 |
|---|---|---|---|---|---|---|---|---|
| AGENCY: DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE | | | | | | | | |
| Office of the Assistant Secretary for Health | | | | | | | | |
| Scientific activities overseas (special foreign currency program)..... | D78-53 | 3,497 | | 01-27-78 | | | | 3,497 |
| Office of Education | | | | | | | | |
| Higher education..... | D78-13 | 3,740 | | 10-03-77 | | | | 3,740 |
| Social Security Administration | | | | | | | | |
| Limitation on salaries and expenses..... | D78-14 | 13,865 | | 10-03-77 | | | | |
| | D78-14A | | 1/ | 01-27-78 | | | | 13,865 |
| TOTAL: | | 21,102 | | | | | | 21,102 |

1/ The supplementary report changed the budget account title under which this deferral had been previously reported from the Limitation on construction to the Limitation on salaries and expenses account.

STATUS OF DEFERRALS
FISCAL YEAR 1978

(amounts in thousands of dollars)

| Agency/Bureau/Account | Deferral Number | Amount Transmitted in Special Message: Original Request | Amount Transmitted in Special Message: Subsequent Change | Date Special Message Transmitted | Cumulative OMB/Agency Releases | Congressionally Required Releases | Cumulative Adjustments | Amount Deferred as of 02-01-78 |
|---|---|---|---|---|---|---|---|---|
| AGENCY: DEPARTMENT OF THE INTERIOR | | | | | | | | |
| Bureau of Land Management | | | | | | | | |
| Oregon and California grant lands. | D78-15 | 31,200 | | 10-03-77 | | | | 31,200 |
| Bureau of Outdoor Recreation | | | | | | | | |
| Land and water conservation fund..... | D78-16 | 30,000 | | 10-03-77 | | | | 30,000 |
| Geological Survey | | | | | | | | |
| Payment from proceeds, sale of water..... | D78-17 | 34 | | 10-03-77 | | | | 34 |
| Bureau of Mines | | | | | | | | |
| Miscellaneous appropriations | | | | | | | | |
| Drainage of anthracite mines..... | D78-18 | 3,500 | | 10-03-77 | | | | 3,500 |
| Office of Territorial Affairs | | | | | | | | |
| Trust territory of the Pacific Islands..... | D78-19 | 12,000 | | 10-03-77 | | | | 12,000 |
| TOTAL: | | 76,734 | | | | | | 76,734 |
| AGENCY: DEPARTMENT OF JUSTICE | | | | | | | | |
| Federal Prison System | | | | | | | | |
| Buildings and facilities..... | D78-20 | 42,245 | | 10-03-77 | | | | 42,245 |
| Law Enforcement Assistance Administration | | | | | | | | |
| Salaries and expenses..... | D78-54 | 2,668 | | 01-27-78 | | | | 2,668 |
| TOTAL: | | 44,913 | | | | | | 44,913 |
| AGENCY: DEPARTMENT OF LABOR | | | | | | | | |
| Employment and Training Administration | | | | | | | | |
| Advances to the unemployment trust fund and other funds..... | D78-55 | 1,380,114 | | 01-27-78 | | | | 1,380,114 |
| TOTAL: | | 1,380,114 | | | | | | 1,380,114 |

STATUS OF DEFERRALS
FISCAL YEAR 1978

(amounts in thousands of dollars)

| Agency/Bureau/Account | Deferral Number | Amount Transmitted in Special Message: Original Request | Amount Transmitted in Special Message: Subsequent Change | Date Special Message Transmitted | Cumulative OMB/Agency Releases | Congressionally Required Releases | Cumulative Adjustments | Amount Deferred as of 02-01-78 |
|---|---|---|---|---|---|---|---|---|
| AGENCY: DEPARTMENT OF TRANSPORTATION | | | | | | | | |
| Coast Guard | | | | | | | | |
| Acquisition, construction, and improvements..... | D78-21 | 13,031 | | 10-03-77 | -13,031 | 1/ | | 0 |
| Federal Aviation Administration | | | | | | | | |
| Construction, Metropolitan Washington Airports.. | D78-22 | 1,010 | | 10-03-77 | | | | 1,010 |
| Civil Supersonic aircraft development termination..... | D78-23 | 134 | | 10-03-77 | | | | 148 |
| | D78-23A | | 14 | 01-27-78 | | | | |
| Facilities and equipment (Airport and airway trust fund) | D78-24 | 320,650 | | 10-03-77 | -68,487 | | | 252,163 |
| Federal Highway Administration | | | | | | | | |
| Trust fund share of other highway programs..... | D78-25 | 74,880 | | 10-03-77 | | | | 74,880 |
| TOTAL: | | 409,705 | 14 | | -81,518 | | | 328,201 |

1/ Impoundment resolution, S. Res. 282, passed the Senate on November 1, 1977, rejecting this deferral. The funds, however, were made available for obligation on October 31, 1977.

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STATUS OF DEFERRALS
FISCAL YEAR 1978

(amounts in thousands of dollars)

| Agency/Bureau/Account | Deferral Number | Amount Transmitted in Special Message: Original Request | Amount Transmitted in Special Message: Subsequent Change | Date Special Message Transmitted | Cumulative OMB/Agency Releases | Congressionally Required Releases | Cumulative Adjustments | Amount Deferred as of 02-01-78 |
|---|---|---|---|---|---|---|---|---|
| AGENCY: ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION 1/ | | | | | | | | |
| Operating expenses (Gas cooled reactors)... | D78-30 | 15,000 | | 10-03-77 | | -15,000 2/ | | 0 |
| Plant and capital equipment (Fusion material test facility)..... | D78-33 | 7,500 | | 10-03-77 | | -7,500 3/ | | 0 |
| Plant and capital equipment (Intense neutron source facility)..... | D78-34 | 11,300 | | 10-03-77 | | -11,300 4/ | | 0 |
| Plant and capital equipment (Intersecting storage ring accelerator)..... | D78-35 | 5,000 | | 10-03-77 | | -5,000 5/ | | 0 |
| TOTAL: | | 38,800 | | | | -38,800 | | 0 |
| AGENCY: GENERAL SERVICES ADMINISTRATION | | | | | | | | |
| Rare silver dollar program..... | D78-37 | 1,710 | | 10-03-77 | | | | 1,710 |
| Federal Preparedness Agency: State and local preparedness..... | D78-38 | 80 | | 10-03-77 | | | | 80 |
| TOTAL: | | 1,790 | | | | | | 1,790 |
| AGENCY: OTHER INDEPENDENT AGENCIES | | | | | | | | |
| Foreign Claims Settlement Commission: Payment of Vietnam prisoner of war claims..... | D78-39 | 10,738 | | 10-03-77 | | | | 10,738 |
| Interstate Commerce Commission: Payment of directed rail service..... | D78-40 | 13,700 | | 10-03-77 | | | | 13,700 |
| National Science Foundation: Research, and related activities.. | D78-46 | 4,500 | | 11-10-77 | | | | 4,500 |
| | D78-56 | 6,900 | | 01-27-78 | | | | 6,900 |
| United States Information Agency: Salaries and expenses (special foreign currency program).. | D78-41 | 1,153 | | 10-03-77 | | | | |
| | D78-41A | | 500 | 01-27-78 | | | | 1,653 |
| United States Railway Association: Payment for purchase of Conrail securities.. | D78-42 | 260,000 | | 10-03-77 | | | | 260,000 |
| TOTAL: | | 296,991 | 500 | | | | | 297,491 |
| TOTAL: ALL DEFERRALS BA | | 4,712,431 | 47,234 | | -146,114 | -38,800 | | 4,574,751 |
| O | | 3,797 | 1,320 | | -3,406 | | | 1,711 |

1/ See also Department of Energy.
2/ Impoundment resolution H. Res. 851 passed the House on November 2, 1977, rejecting this deferral.
3/ Impoundment resolution H. Res. 852 passed the House on November 2, 1977, rejecting this deferral.
4/ Impoundment resolution H. Res. 853 passed the House on November 2, 1977, rejecting this deferral.
5/ Impoundment resolution H. Res. 854 passed the House on November 2, 1977, rejecting this deferral.

[FR Doc. 78-4275 Filed 2-13-78; 2:45 pm]

*Just Released*

# CODE OF FEDERAL REGULATIONS

(Revised as of July 1, 1977)

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| _____ | Title 32—National Defense (Parts 400–589) | 5.00 | _____ |
| _____ | Title 40—Protection of Environment (Parts 100–399) | 4.75 | _____ |
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